

UNITED STATES PATENT AND TRADEMARK OFFICE  
(Attorney Docket No. 01-034)

## PATENT

In Re Application of: )  
Bacus, S. )  
Serial No. 09/760,119 )  
Filed: January 12, 2001 )  
For: METHOD FOR DETERMINING THE )  
RESPONSE TO CANCER THERAPY )  
Examiner: Canella, K.A.  
Art Unit: 1643  
Confirmation number: 1978

**APPLICANT'S STATEMENT OF THE SUBSTANCE OF THE INTERVIEW  
CONDUCTED ON JANUARY 23, 2009**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully requests that the following Statement of the Substance of the Interview conducted on January 23, 2009 be made of record in this case. Applicant believes that this Statement is timely filed. If, however, this understanding is incorrect and a fee is due, please charge our Deposit Account No. 13-2490.

**CERTIFICATE OF TRANSMISSION (37 C.F.R. 1.8a)**

I hereby certify that this correspondence is being transmitted to the USPTO via the USPTO EFS on February 23, 2009.

Date: February 23, 2009

Andrew W. Williams

**Substance of the Interview Conducted on January 23, 2009**

An Examiner Interview was conducted via telephone on January 23, 2009. The participants were Examiner Karen A. Canella and Applicant's agent Andrew Williams. No exhibits were shown nor demonstrations conducted. All pending claims were discussed. No amendments to the claims were identified. Examiner Canella informed Applicant's agent that reference U.S. 2004/0058320 would be cited against claims 12, 14-16, and that the case would be reopened to apply the new rejection. No further matters were discussed.

If Examiner Canella believes it to be helpful, or disagrees with anything in Applicant's Interview Summary Statement, she is invited to contact the undersigned attorney by telephone at (312) 913-0001.

Respectfully Submitted,

Date: February 23, 2009

/Andrew W. Williams/

Andrew W. Williams  
Reg. No. 48,644